



PATENT APPLICATION

#8/ELECTION
Shaw
1/3/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Rikuro OBARA et al.

Group Art Unit: 2834

Application No.: 09/895,176

Examiner: I. Mohandesi

Filed: July 2, 2001

Docket No.: 110007

For: SPINDLE MOTOR AND METHOD OF MANUFACTURING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

Director of the U.S. Patent and Trademark Office
Washington, D.C. 20231

Sir:

In reply to the July 25, 2002 Restriction Requirement, Applicants provisionally elect Group I (claims 1-4 and 6-8), with traverse.

It is respectfully submitted that the subject matter of all claims 1-8 is sufficiently related that a thorough search for the subject matter of any one Group of claims would encompass a search for the subject matter of the remaining claims. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is stated that "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

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Thus, withdrawal of the Restriction Requirement is respectfully requested.

Prompt examination and allowance of pending claims 1-8 is respectfully requested.

Respectfully submitted,



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Date: November 25, 2002

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